

DECLARATION, POWER OF ATTORNEY AND PETITION

We, Mark J. Rosenfeld and Scott R. Forsberg, having residence and post office addresses of 1075 Skyler Drive, Draper, Utah 84020 and 1549 West 2500 South, Layton, Utah 84075 respectively; verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled "NOVEL COMPOUNDS FOR USE IN WEIGHT LOSS AND APPETITE SUPPRESSION IN HUMANS," for which a patent is sought and which is described and claimed in the specification attached hereto; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We claim the benefit under Section 120 of Title 35 of the United States Code of the earlier filed U.S. patent applications Serial No. 09/834,592, filed April 13, 2001, and entitled "NOVEL COMPOUNDS FOR USE AS ANTIDEPRESSANTS, APHRODISIACS AND ADJUNCTIVE THERAPIES IN HUMANS", which claims the benefit of U.S. provisional patent application Serial No. 60/196,829, filed April 13, 2000, and entitled "ANTIDEPRESSANT, APHRODISIAC, WEIGHT-LOSS AIDE, THERAPY FOR QUITTING NICOTINE OR ADDICTIVE DRUGS AND TREATMENT OF BETTERING REPRODUCTION IN HUMANS"; and, insofar as the subject matter of the claims of this application are not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose to the Patent and Trademark Office all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations, which became available between the filing date of the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys A. John Pate, Gary D. E. Pierce, Hal D. Baird, David B. Fonda, Warren M. Pate, Daniel P. Nelson, and Michael G. Pate, Registration Nos. 36,234, 38,019, 42,284, 39,672, 54,364, 52,063 and 53,439, respectively, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communications should be directed to:

Gary D.E. Pierce
PATE PIERCE & BAIRD
Parkside Tower
215 South State Street, Suite 550
Salt Lake City, Utah 84111

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at Salt Lake City, Utah, this 30 day of October, 2003.
[City] [State]

Inventor Mark J. Rosenfeld
Mark J. Rosenfeld
1075 Skyler Drive
Draper, Utah 84020

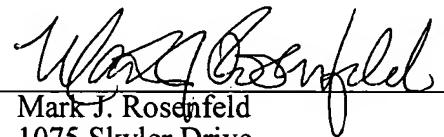
Signed at Kaysville, UT, this 18th day of November, 2003.
[City] [State]

Inventor Scott R. Forsberg
Scott R. Forsberg
1549 West 2500 South
Layton, Utah 84075

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at Salt Lake City, Utah, this 19 day of November, 2003.
[City] [State]

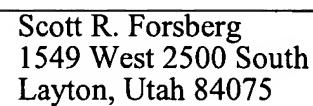
Inventor



Mark J. Rosefeld
1075 Skyler Drive
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Signed at _____, _____, this _____ day of _____, 2003.
[City] [State]

Inventor



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